

# Utah Board of Juvenile Justice Minutes

<b>Committee</b>	<b>Utah Board of Juvenile Justice and DMC Committee Combined Meeting</b>
<b>Date</b>	Friday, September 28, 2007
<b>Time</b>	9am – 1:30 p.m.
<b>Location</b>	POST Academy, Salt Lake Community College, Miller Campus, 410 West 9800 South, West Bldg. 3 <sup>rd</sup> Floor
<b>Members Present</b>	Gaby Anderson, Pat Berckman, Adam Cohen, Detective Trudy Cropper, Brittany Enniss, Maria Garciaz, Luther Gaylord, Tonia Hashimoto, Gini Highfield, Maxwell Jackson, Holly Martak, Salvador Mendez, Gerry Oler, Debbie Rocha, Kris Shaw, Lonnie Thomas
<b>Members Excused</b>	Huy Nguyen, Natalie Thornley
<b>Staff</b>	Reg Garff, Jo Lynn Kruse
<b>Visitors</b>	Officer Wade Breur, Karlie Lundell, Officer Rich Montanez, Deputy Director Scott Stephenson and Mike Tanana
<b>Agenda Item</b>	<b>Welcome and Chair's Report</b>
<b>Notes</b>	Holly Martak called the meeting to order and welcomed everyone. Gaby Anderson made the <b>motion</b> to approve the minutes from the June and August meetings. Tonia Hashimoto <b>seconded</b> the motion which <b>passed unanimously</b> .
<b>Agenda Item</b>	<b>DMC Model Program Literature Review/DMC Transfer/Waiver to Adult Court Study</b>
<b>Notes</b>	<p>Karlie Lundell gave a power point presentation on the DMC Model Program. The DMC Committee requested that the CJC (Criminal Justice Center) research information on the relative rate index numbers, and try to put together a profile of the kids that are coming in. We also want to know if there are any model programs out there so that we don't re-create the wheel. Karlie found that all of the states have done research, but little research has been done on the causation or interventions. A recent study done by three cities found that after controlling for risk factors and self reported offenses, there was a reduction in DMC (disproportionate minority contact).</p> <p>A California study shows that minorities are 2.8 times more likely to be arrested for a violent crime. They are 6.2 times more likely to end up in adult court, and 7 times more likely to be sent to prison by adult courts. The result is a steady downhill snowball effect. The DMC website <a href="http://ojjdp.ncjrs.gov/dmc/index.html">http://ojjdp.ncjrs.gov/dmc/index.html</a> is set up so that agencies can compare their program to others. Thirty states are doing community-based prevention. No one has a model program yet, but there are a few pilot programs that haven't been evaluated.</p> <p>The minority population in Utah is 18%, and yet the rate of minority transfers to adult court is 52.4%. The conclusions of Karlie's study are:</p> <ul style="list-style-type: none"> <li>• Minorities are being transferred to adult court through Serious Youth Offender Law (SYOL) in higher proportions than Caucasian youth</li> <li>• Caucasian youth are being transferred by Certification on less serious offenses than their minority counterparts</li> <li>• Minorities are being <i>charged</i> with more violent crimes</li> <li>• Minorities are being <i>charged</i> with more serious crimes</li> <li>• The disproportionality is consistent with charges</li> </ul> <p>Mike Tanana reported on transfers to adult court. He specifically wanted to see if judicial discretion is causing part of the disproportionate numbers. In the Utah system, there are two</p>

	<p>ways one can be transferred to adult court. In the (older) certification process, the prosecutor petitions the juvenile court judge to transfer the youth to adult court. The Serious Youth Offender law was instituted in 1996. The SYO law lists “ten deadly sins” (aggravated assault, aggravated robbery, aggravated arson etc). If the court determines “probable cause” then the youth is automatically transferred to adult court. Mike’s findings conclude:</p> <ul style="list-style-type: none"> <li>• The proportion of minority youth charged as SYO (compared with Certified) was greater than for Caucasian youth.</li> <li>• An individual who has a history of violent crime is more likely to be charged as a SYO than certified.</li> <li>• Minorities (in this sample) were more likely to have a history of violent crime.</li> <li>• Most serious crime did not differ significantly for SYO’s but did differ for certified youth.</li> </ul> <p>Karlie and Mike conclude that we need to look at a dataset containing youth that were both transferred and not transferred to adult court and use the PRA to control for risk factors in order to come to any final conclusion. However, at this point, it appears that the disproportionality does not occur in the courtroom.</p>
<b>Agenda Item</b>	<b>POST Cultural Competency Training</b>
<b>Notes</b>	<p>Reg introduced Lt. Breur and Montanez, who spoke briefly on cultural competency training at POST. Cultural competency was previously a separate class of its own, but now the cultural competency training is woven into several scenarios and training topics, i.e. mentally ill subject, rape victim, gangs, ethics, unlawful harassment etc.</p> <p>The juvenile law section is taught by an attorney versed in juvenile law. The lesson plans are written and used by the instructor. There is limited discussion about what resources are available to police officers in the field. (In many rural areas, resources are very limited.)</p> <p>Pat Berckman recommended the Salt Lake County Division of Youth Services website for any that are interested. The website is <a href="http://www.slcoyouth.org">www.slcoyouth.org</a> . Click on resources and links, to find the <i>Laws and Consequences for youth, for adults for you</i> and <i>Yellow Pages for Youth Directory</i>.</p> <p>If you know someone interested in law enforcement, please refer them to the Director of Public Safety for SLCC, Dave Hoffman or Phil Kirk at New Horizons as scholarships are available.</p>
<b>Agenda Item</b>	<b>Scenario Day Observations</b>
<b>Notes</b>	<p>Today is the senior class scenario training day. Cadets practice simulated arrest procedures. All scenarios are based on actual events that officers have encountered. There is only one scenario that is youth related and none cover how to approach a group of youth. Maria Garciaz volunteered to come up with a juvenile arrest scenario for Lt. Breur. Board members were able to observe two scenarios, one of which involved a potential language and cultural barrier.</p>
<b>Agenda Item</b>	<b>Committee &amp; Other Reports</b>
<b>Notes</b>	<p><b>Youth Committee/Do the Write Thing</b> – Tonia Hashimoto</p> <p>The 2007-2008 DtWT campaign has begun. The Governor signed a letter inviting educators to participate and members of the Committee are working out details for this year’s events. The web site has been updated with new information and curriculum at: <a href="http://www.juvenile.utah.gov/DoTheWriteThing/default.htm">http://www.juvenile.utah.gov/DoTheWriteThing/default.htm</a> .</p>

	<b>DMC</b> – The DMC Committee is working on the research and communication with law enforcement, which is part of the reason for meeting at POST today. The DMC Coordinator position is still hung up in Human Resources. We hope to have an open recruitment posted the second week of Novemeber.
<b>Agenda Item</b>	<b>Juvenile Justice Specialist Report</b>
<b>Notes</b>	<p><b>Funding Request</b> - Reg handed out copies of a letter received from Salt Lake County Division of Youth Services, requesting funding for scholarships to the <i>11<sup>th</sup> Annual Conference on Critical Issues Facing Children and Adolescents</i>. The conference will be held on Nov. 8 – 9, at the Hilton Salt Lake City Center. Gaby Anderson made the <b>motion</b> to approve \$2,000 for registration scholarships. Gini Highfield <b>seconded</b> the motion and it <b>passed unanimously</b>, with Pat Berckman abstaining.</p> <p><b>Letter to Congress</b> – UBJJ has been asked to send a letter to Sen. Hatch and Utah's other representatives, asking them to expedite the reauthorization of the JJDPA as soon as possible. Pat Berckman <b>motioned</b> to send such a letter. Maria Garciaz <b>seconded</b> the motion and it <b>passed unanimously</b>.</p>
<b>Next Meeting</b>	The next meeting is scheduled for Friday, November 2, 2007, Zions Bank Bldg., 18 <sup>th</sup> floor
Minutes prepared by Jo Lynn Kruse – Administrative Assistant, CCJJ	